



040204

16569 U.S. PTO

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22858 U.S. PTO
10/817155

040204

Date: April 2, 2004

Docket No.: 0459-0741PUS2

MS PATENT APPLICATION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

This is a Request for filing a ☒ continuation ☐ divisional ☐ continuation-in-part application under 37 C.F.R. § 1.53(b) of pending prior Application No. 10/430,507 filed on May 5, 2003, the entire contents of which are hereby incorporated by reference, by

Morten Sloth WEIDNER

for

CHEMICAL COMPLEX COMPRISING A PYRIDINE CARBOXY DERIVATIVE AND AN
H2 RECEPTOR ANTAGONIST

1. ☒ Enclosed is an application consisting of specification, claims, declaration and drawings/photographs (if applicable).
2. ☒ The filing fee has been calculated as follows:

		LARGE ENTITY	SMALL ENTITY
BASIC FEE		\$770.00	\$385.00
NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS		x 18 = \$0.00	x 9 =
INDEPENDENT CLAIMS	= 0	x 86 = \$0.00	x43 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED		+ \$290.00	+ \$145.00
TOTAL		\$0.00	\$0.00

3. ☐ A check in the amount of \$0.00 to cover the filing fee and recording fee (if applicable) is enclosed.
4. ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this request is enclosed.
5. ☐ Enclosed is/are _____ (____) sheet(s) of formal drawings and/or photographs.
- 6a. ☐ A statement claiming small entity status was filed in prior Application No. on _____. See the attached copy of the statement claiming small entity status.
- 6b. ☒ The current application qualifies for small entity status.
7. ☒ The prior application is assigned to Astion Development ApS.
8. ☐ A Preliminary Amendment is enclosed.
- 9a. ☒ Priority of Application No. PA2000 00467 filed in Denmark on March 21, 2000 is claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on April 10, 2001. Priority is also reclaimed to U.S. Patent Application No. 10/430,507, filed on May 5, 2003, U.S. Patent Application No. 09/813,719, filed March 21, 2001, the and U.S. Provisional Patent No. 60/191,690, filed on March 23, 2000.

- 9b. ☐ Priority of International Appln. _____ filed on _____
under the Patent Cooperation Treaty and _____
Application No. _____ filed in _____ on _____ under 35
U.S.C. § 120 and/or § 119 are hereby reclaimed.
10. ☒ An Information Disclosure Statement and PTO-1449
form(s) are attached hereto for the Examiner's
consideration.
11. ☒ Address all future communications to:

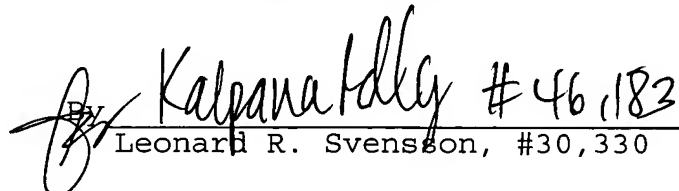
BIRCH, STEWART, KOLASCH & BIRCH, LLP
P.O. Box 747
Falls Church, VA 22040-0747
(703) 205-8000

or
Customer No. 02292
12. ☒ An extension of time for three (3) month(s) until April
3, 2004 has been submitted in parent Application No.
10/430,507 in order to establish co-pendency with the
present application.
13. ☒ Also enclosed herewith is the following:

Express Mail Certificate-EV286058867

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

 #46,183

Leonard R. Svensson, #30,330
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LRS/KR/sml
0459-0741PUS2

Attachment(s)

(Rev. 02/13/2004)

MS PATENT APPLICATION

PATENT

0459-0741PUS

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: WEIDNER Conf.:
Appl. No.: NEW Group: 1614
Filed: April 2, 2004 Examiner: ROBINSON, B.M.
For: CHEMICAL COMPLEX COMPRISING A PYRIDINE
CARBOXY DERIVATIVE AND AN H2 HISTAMINE
RECEPTOR ANTAGONIST

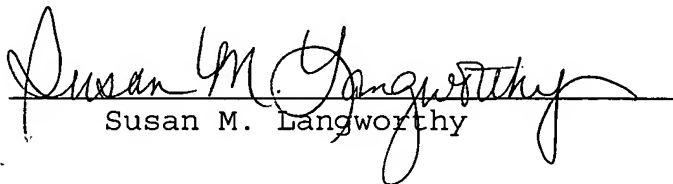
EXPRESS MAIL CERTIFICATE

DATE DEPOSITED: April 2, 2004

I hereby certify that the enclosed Continuation Application is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to MS PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail Label No.: EV 286058867 US

Date: April 2, 2004


Susan M. Langworthy

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(Rev. 04/30/03)